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SECOND SESSION

Thursday, April 28, 1921, at 10 o'clock a. m.

The Society met at 10 o'clock a. m., Hon. Elihu Root presiding.

PRESIDENT ROOT. Before beginning the regular exercises, I would like to read to the Society a very agreeable and welcome telegram from the distinguished Antonio S. de Bustamante, President of the Cuban Society of International Law:

James Brown Scott,
2 Jackson Place, Washington.

My greetings to you and all members of American Society of International Law on the occasion of their twelfth meeting, personally and in the name of the Sociedad Cubana de Derecho Internacional.

ANTONIO S. BUSTAMANTE.

Nothing can be more gratifying than the part which the able and learned leaders of opinion in Cuba play upon their entrance into the field of international law.

Mr. GEORGE W. KIRCHWEY. Mr. President, if it would be proper, I would like to make a motion that a cablegram be sent to the Hon. Antonio S. de Bustamante in the name of the Society, signed by the President, expressing our appreciation.

PRESIDENT ROOT. It is very proper indeed. All in favor of the motion as made by Mr. Kirchwey will signify the same by saying aye; contrary, no. It is so ordered.

Mr. Gregory wishes notice given of a meeting of Subcommittee No. 1 immediately upon the close of the formal exercises this morning.

Lest there be some member of the Society who has not become familiar with the special organization for this meeting, I will repeat it. The gentlemen in charge of the program have taken the recommendations of the Advisory Committee of Jurists at The Hague in respect to the calling of a general conference of the nations upon the subject of international law, as the basis of distribution of subjects for consideration at this meeting, and have constituted four subcommittees of the Committee for the Advancement of International Law. Each of the separate subcommittees has as the basis of its work a paragraph of those recommendations.

The first subcommittee, of which Mr. Charles Noble Gregory is chairman, has as the basis of its work the paragraph of the recommendations in these words: "To restate the established rules of international law, espe-

cially, and in the first instance, in the fields affected by the events of the recent war."

The second subcommittee has as the basis of its work the preparation for ultimate action under the second paragraph, which is in these words: "To formulate and agree upon the amendments and additions, if any, to the rules of international law shown to be necessary or useful by the events of the war and the changes in the conditions of international life and intercourse which have followed the war." Of that subcommittee Dr. Harry Pratt Judson is chairman.

The third subcommittee has the paragraph which reads: "To endeavor to reconcile divergent views and secure general agreement upon the rules which have been in dispute heretofore." Of that committee Governor Simeon E. Baldwin is chairman.

The fourth subcommittee has the paragraph which reads: "To consider the subjects not now adequately regulated by international law, but as to which the interests of international justice require that rules shall be declared and accepted." Of that committee Dr. Paul S. Reinsch is chairman.

The idea of the program is that in this way the necessary preparation, involving the long and intensive study and labor necessary to be had before any international conference can take up these subjects, may be begun and that we may make a start upon it.

I now have the pleasure of presenting to the Society a gentleman whom you may perhaps have heard of, Mr. James Brown Scott, Director of the Division of International Law of the Carnegie Endowment for International Peace, who will speak on "The advancement of international law essential to an International Court of Justice."

ADVANCEMENT OF INTERNATIONAL LAW ESSENTIAL TO AN INTERNATIONAL COURT OF JUSTICE

ADDRESS BY JAMES BROWN SCOTT

*Director of the Division of International Law of the Carnegie Endowment for
International Peace*

Mr. Chairman, and ladies and gentlemen: When the Committee on Program was considering the subjects to be laid before the members and discussed at the annual meeting, it was suggested that there should be an opening address explaining somewhat in detail the purpose of the program.

At that time it was not known what the nature of the address of the President of the Society would be. Those of you who had the pleasure of listening to him last night are no doubt aware that the field which was set aside for me by the Program Committee has been covered by Mr. Root. The remarks which he has made this morning have filled up the gaps, if